

AFFIDAVIT OF NONPRODUCTION
AND NONPAYMENT OF ROYALTY

STATE OF WEST VIRGINIA

)

COUNTY OF MARSHALL

) SS:

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Jan Pest
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Before me, the undersigned notary public, this day, personally appeared Lloyd Dexter Coffield and Sandra L. Coffield, husband and wife, of 43 Lee Drive, Wheeling, WV, 26003, to me known, who being duly sworn according to law, deposes the following:

1. I am/We are current owner(s) of oil and gas in, on and under seven (7) tracts of land containing 83.651 net acres, more or less, situate in Washington District, Marshall County, West Virginia, being more commonly known as Tax Map Nos. 14-6-34, 14-6-34.3, 14-6-34.6, 14-6-34.11, 14-6-34.9, 14-6-34.4 and 14-10-4.
2. I was/We are vested with the abovementioned interest by virtue of
 - a. that certain document dated April 8, 1980, from Dudley Sellers, Jr., and Betty Lou Sellers, husband and wife, said vesting document being of record in the Office of the Clerk of the County Commission of Marshall County, at Deed Book 487, Page 105, and
 - b. that certain document dated May 30, 1991, from Merritt C. Coffield and Catherine Coffield, husband and wife, said vesting document being of record in the Office of the Clerk of the County Commission of Marshall County, at Deed Book 560, Page 511.
3. An oil and gas lease concerning the above-described tract of land was executed by and between
 - a. Lloyd Dexter Coffield and Sandra L. Coffield, Lessor(s), and Petroleum Development Corporation, Lessee, dated April 9, 1981, and recorded in the Office of the Clerk of the County Commission of Marshall County, at Deed Book 484, Page 576.
 - b. W.D. Sellers and Elsie Sellers, his wife, and Sara Ann Sellers, single, Lessor(s), and Union Carbide Petroleum Corporations, Lessee, dated March 1, 1971, and recorded in the Office of the Clerk of the County Commission of Marshall County, at Deed Book 417, Page 214.

- c. W.D. Sellers and Elsie Sellers, his wife, and Sara Ann Sellers, single, Lessor(s), and Union Carbide Corporation, Lessee, dated March 29, 1961, and recorded in the Office of the Clerk of the County Commission of Marshall County, at Deed Book 361, Page 147.
- d. W.L. Sellers and Emma Sellers, his wife, Lessor(s), and James Wilson, Lessee, dated April 1, 1907, and recorded in the Office of the Clerk of the County Commission of Marshall County, at Deed Book 118, Page 421.
- e. W.L. Sellers and Emma Sellers, his wife, Lessor(s), and James Wilson, Lessee, dated April 1, 1907, and recorded in the Office of the Clerk of the County Commission of Marshall County, at Deed Book 118, Page 407.
- f. W.L. Sellers and Emma Sellers, his wife, Lessor(s), and The Carter Oil Company, Lessee, dated April 28, 1903, and recorded in the Office of the Clerk of the County Commission of Marshall County, at Deed Book 103, Page 8.
- g. W.L. Sellers and Emma Sellers, his wife, Lessor(s), and The Carter Oil Company, Lessee, dated March 10, 1903, and recorded in the Office of the Clerk of the County Commission of Marshall County, at Deed Book 95, Page 506.
- h. Wm. L. Sellers and Emma Sellers, his wife, Lessor(s), and South Penn Oil Company, Lessee, dated June 15, 1901, and recorded in the Office of the Clerk of the County Commission of Marshall County, at Deed Book 83, Page 144.
- i. Lloyd Dexter Coffield and Sandra L. Coffield, Lessor(s), and Petroleum Development Corporation, Lessee, dated April 9, 1981, and recorded in the Office of the Clerk of the County Commission of Marshall County, at Deed Book 484, Page 572.
- j. Mary Edna Nesbitt Wagner and Ralph A. Wagner, her husband, Lessor(s), and Kin-Ark Corporation and TLM Incorporated, Lessee, dated September 30, 1971, and recorded in the Office of the Clerk of the County Commission of Marshall County, at Deed Book 427, Page 284.
- k. C.M. McCoy, widower, Lessor(s), and El Paso Natural Gas Company, Lessee, dated November 8, 1961, and recorded in the Office of the Clerk of the County Commission of Marshall County, at Deed Book 342, Page 619.
- l. C.M. McCoy and Christian McCoy, Lessor(s), and Arch Deuel, Lessee, dated February 8, 1957, and recorded in the Office of the Clerk of the County Commission of Marshall County, at Deed Book 309, Page 382.

- m. J.A. Chambers, Lessor(s), and James Wilson, Lessee, dated April 5, 1907, and recorded in the Office of the Clerk of the County Commission of Marshall County, at Deed Book 118, Page 396.
- n. Samuel Dorsey and S.E. Dorsey, his wife, Lessor(s), and James Wilson, Lessee, dated April 23, 1901, and recorded in the Office of the Clerk of the County Commission of Marshall County, at Deed Book 77, Page 270.
- o. Samuel Dorsey and S.E. Dorsey, his wife, Lessor(s), and South Penn Oil Company, Lessee, dated October 6, 1899, and recorded in the Office of the Clerk of the County Commission of Marshall County, at Deed Book 67, Page 450.
4. To the best of my/our knowledge, information and belief,
- there is no oil and gas currently being produced or marketed from the above-described premises in paying quantities;
 - neither the Lessee(s) above named, nor any other party, is paying to us royalties, delay rentals or other payments related to the aforementioned lease; and
 - the oil and gas lease(s) above described is null and void.
5. This Affidavit is made for the purpose of establishing the nonproduction of the lease(s) described in Paragraph 3 and the nonpayment of oil and gas royalties, delay rentals or other payments related to the aforementioned lease to the Lessor(s) above named.
6. This Affidavit is made with the knowledge that it will be relied upon by third parties in the rendering of legal opinions, and it is made with the intent to be legally bound.

IN WITNESS WHEREOF, we have hereunto set our hands and seals this 12th day of May, 2011.

WITNESS:

Chad R. Verbosky

OWNER:
Lloyd Dexter Coffield (SEAL)
Sandra L. Coffield (SEAL)
 Sandra L. Coffield

Sworn and subscribed before me this 12th day of MAY, 2011.

Notary Public:

My Commission Expires:

Chad VERBOSKY (SEAL)
 JUNE 17, 2020
 OFFICIAL SEAL
 STATE OF WEST VIRGINIA
 NOTARY PUBLIC
 Chad R. Verbosky
 293 Farm View Road
 Morgantown, WV 26505
 My Commission Expires June 17, 2020

STATE OF WEST VIRGINIA, MARSHALL COUNTY, SCT.:

I, JAN PEST, Clerk of the County Commission of said County, do hereby certify that the annexed writing, bearing date on the 12th day of May, 2011, was presented for and by me, admitted to record in my office upon the above certificate as to the parties therein named this 19th day of May, 2011 at 3:46 o'clock P.M.

TESTE: Jan Pest Clerk.